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PTO/SB/21 (07-06)

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TRANSMITTAL FORM		Application Number		10/783,572			
(to be used for all correspondence after initial filing)		Filing Date		February 20, 2004			
		First Named Inventor		Joseph J. Kubler			
		Art Unit		2661			
		Examiner Name		Not yet assigned			
Total Number of Pages in This Submission		11		Attorney Docket Number		14364US09	
<b>ENCLOSURES (check all that apply)</b>							
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD		<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC ( <i>Appeal Notice, Brief, Reply Brief</i> ) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Return-Receipt Postcard <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): PTO Form PTO/SB08(a) in duplicate and PTO Form PTO/SB08(b) in duplicate; copy of non patent literature document (4 pp)			
		Remarks					
<b>SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT</b>							
Firm		McAndrews Held & Malloy, Ltd.					
Signature							
Printed Name		Kevin E. Borg Reg. No. 51,486					
Date		October 17, 2006					
<b>CERTIFICATE OF MAILING</b>							
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450							
Name (Print/type)		Kevin E. Borg		Registration No. (Attorney/Agent)		51,486	
Signature				Date		October 17, 2006	



Attorney Docket No. 14364US09

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Joseph J. Kubler et al.

Serial No.: 10/783,572

Filed: February 20, 2004

For: Hierarchical Data Collection  
Network Supporting Packetized  
Voice Communications Among  
Wireless Terminals And Telephones

Group Art Unit: 2661

Examiner: Not yet assigned

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being  
deposited with the United States Postal Service  
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1450

Date of Deposit: October 17, 2006

By: Kevin E. Borg  
Kevin E. Borg  
Reg. No. 51,486

**TRANSMITTAL OF INFORMATION DISCLOSURE  
STATEMENT AFTER APPLICATION FILING DATE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Enclosed are the following:

- A completed PTO form PTO/SB/08(a) (in duplicate)
- A completed PTO form PTO/SB/08(b) (in duplicate)
- Copy of non-patent literature document as cited on PTO/SB08/(b)

## **FEE DETERMINATION**

\* No fee is believed to be due because:

The applicant(s) believe(s) that this statement and enclosures are being filed before the first Office action on the merits has been mailed by the PTO. The basis of this belief is that no Office action on the merits appears to have been received by the undersigned to date.

## **FEE PAYMENT**

The following arrangements have been made to pay the fees calculated above:

\* No fee is believed to be due.

The Commissioner is hereby authorized to charge any additional fees which are presently required, or credit any overpayment, to Deposit Account No. 13-0017.

## **REQUEST FOR CONSIDERATION**

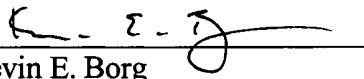
This paper and enclosures are believed to be entitled to consideration under 37 C.F.R. § 1.97, based on the facts stated above.

This submission is in no way intended as an admission that the cited references constitute prior art under any subsection of 35 U.S.C. § 102 or §103. Applicant expressly retains the right to argue that any of the cited references are not indeed prior art or to take any actions necessary to remove any of the cited references from the available prior art.

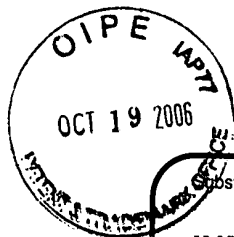
The Examiner is requested to initial both copies of the enclosed PTO form PTO/SB/08(a) and return one copy to the applicants to indicate consideration of the cited references.

Respectfully submitted,

Date: October 17, 2006

  
Kevin E. Borg  
Reg. No. 51,486

McAndrews, Held & Malloy  
500 West Madison Street, Suite 3400  
Chicago, Illinois 60661  
(312) 775-8000



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Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet

1

of

2

**Complete if Known**

Application Number	10/783,572
Filing Date	February 20, 2004
First Named Inventor	Joseph J. Kubler
Art Unit	2661
Examiner Name	Not yet assigned
Attorney Docket Number	14364US09

**U.S. PATENT DOCUMENTS**

Examiner Initials *	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code <sup>2</sup> (if known)			
		6,850,510	February, 2005	Kubler et al.	
		5,506,847	April, 1996	Shobatake	
		5,650,994	July, 1997	Daley	
		5,745,556	April, 1998	Ronen	
		5,842,224	November, 1998	Fenner	
		6,108,704	August, 2000	Hutton et al.	
		6,131,121	October, 2000	Mattaway et al.	
		6,389,010	May, 2002	Kubler et al.	
		5,818,836	October, 1998	DuVal	
		5,850,385	October, 1998	Esaki	
		5,737,395	April, 1998	Iribarren	
		5,608,786	March, 1997	Gordon	
		5,726,984	March, 1998	Kubler et al.	
		4,789,983	December, 1988	Acampora et al.	
		5,359,598	October, 1994	Steagall et al.	
		5,434,858	July, 1995	Focanile et al.	
		5,446,736	August, 1995	Gleeson et al.	
		4,837,858	June, 1989	Ablay et al.	
		5,425,051	June, 1995	Mahany et al.	
		5,295,154	March, 1994	Meier et al.	
		4,538,259	August, 1985	Moore et al.	
		5,142,534	August, 1992	Simpson et al.	

**FOREIGN PATENT DOCUMENTS**

Examiner Initials *	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>5</sup>
		Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (if known)				

Examiner  
SignatureDate  
Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Substitute for form 1449B/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  <i>(Use as many sheets as necessary)</i>				<b>Complete if Known</b>	
				Application Number	10/783,572
				Filing Date	February 20, 2004
				First Named Inventor	Joseph J. Kubler
				Art Unit	2661
				Examiner Name	Not yet assigned
				Attorney Docket Number	14364US09
Sheet	2	of	2		

[illegible]

Examiner Signature		Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.

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